

Copy

1 Andrew H. Wilson, SBN 063209
WILSON, RYAN & CAMPILONGO
2 235 Montgomery Street, Suite 450
San Francisco, California 94104
3 (415) 391-3900
(414) 954-0938 (fax)

4 Michael Lee Hertzberg
5 740 Broadway, 5th Floor
New York, New York 10003
6 (212) 982-9870

7 Laurie J. Bartilson, SBN 139220
BOWLES & MOXON
8 6255 Sunset Boulevard, Suite 2000
Hollywood, CA 90028
9 (213) 463-4395
(213) 953-3351 (fax)

RECEIVED
NOV 17 1994
HUB LAW OFFICES

10 Attorneys for Plaintiff
11 CHURCH OF SCIENTOLOGY INTERNATIONAL

12 SUPERIOR COURT OF THE STATE OF CALIFORNIA
13 FOR THE COUNTY OF MARIN

15	CHURCH OF SCIENTOLOGY	)	CONSOLIDATED CASE NO.
16	INTERNATIONAL, a California not-	)	157 680
16	for-profit religious corporation,)	
17	Plaintiff,	)	PLAINTIFF'S NOTICE OF
18	vs.	)	MOTION AND MOTION FOR
19	GERALD ARMSTRONG; DOES 1 through	)	SUMMARY ADJUDICATION OF THE
20	25, inclusive,	)	FOURTH, SIXTH AND ELEVENTH
21	Defendants.	)	CAUSES OF ACTION OF
22		)	PLAINTIFF'S SECOND AMENDED
23		)	COMPLAINT
24		)	DATE: December 23, 1994
25		)	TIME: 9:00 a.m.
26		)	CALENDAR: Law & Motion
27	AND RELATED CROSS-ACTIONS AND	)	DEPT: 1
28	CONSOLIDATED ACTION	)	TRIAL DATE: May 18, 1995

1 PLEASE TAKE NOTICE that on December 23, 1994, at 9:00 a.m.,
2 or as soon thereafter as may be heard in Department 1 of the
3 above-entitled Court located at the Hall of Justice, 3501 Civic
4 Center Dr., San Rafael, California 94908-4177, plaintiff Church
5 of Scientology International ("the Church") will move this Court
6 to issue an order granting summary adjudication of plaintiff's
7 Fourth, Sixth and Eleventh Causes of Action (for breach of
8 contract resulting in liquidated damages) in favor of the Church,
9 pursuant to California Code of Civil Procedure Section 437c.
10 This Motion is made on the grounds that there is no triable issue
11 of any material fact relevant to plaintiff's enumerated claims
12 for breach of contract, and that the Church is entitled to
13 judgment on those causes of action as a matter of law.

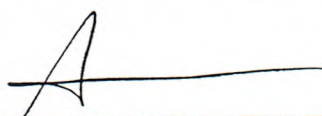
14 This Motion is based on this Notice of Motion and Motion,
15 the pleadings, records and files herein, the accompanying
16 Memorandum of Points and Authorities, the declarations and
17 exhibits filed herewith, the accompanying Separate Statement of
18 Undisputed Material Facts, and such other evidence as may be
19 adduced properly at the hearing of this Motion.

20 Dated: November 16, 1994

Respectfully submitted,

21 Laurie J. Bartilson
22 BOWLES & MOXON

23 WILSON, RYAN & CAMPILONGO

24 By: 
25 Andrew H. Wilson

26 Attorneys for Plaintiff
27 CHURCH OF SCIENTOLOGY
28 INTERNATIONAL